

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: H. William BOSCH et al.  
Title: NOVEL GLIPIZIDE COMPOSITIONS  
Appl. No.: 10/701,064  
Filing Date: 11/5/2003  
Examiner: Susan T. TRAN  
Art Unit: 1615  
Confirmation Number: 6295

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

**RELEVANCE OF EACH DOCUMENT**

Attached to the PTO/SB/08 is a Notice of Rejection cited in related Japanese Patent Application No. 2001-583733 dated August 26, 2009. All of the references from these documents are listed on the attached PTO/SB/08, except for WO 00/13672, which was previously cited in the present application. Also enclosed are three Office Actions cited by the Examiner(s) in U.S. Patent Application Nos. 10/619,539, 11/979,231, and 10/697,716. The references cited by the Examiner are attached and/or listed on the PTO/SB/08 unless they previously were cited in the present application.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

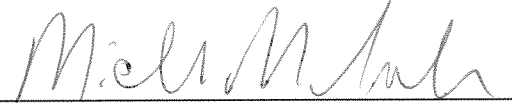
**STATEMENT**

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that some of the information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

Although Applicant believes that no fee is required, the Commissioner is hereby authorized to charge any additional fees which may be due to Deposit Account No. 19-0741.

Respectfully submitted,

Date: September 23, 2009

By 

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